

Us Serial No: 09/385,982

2/98 FORM 11B Bayer Corporation

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- Attorney
Docket No.: CCDNA-260XXDECLARATION AND POWER OF ATTORNEY

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

NOVEL HUMAN GENES AND GENE EXPRESSION PRODUCTS: II

the specification of which (check one):

☒ [X] is attached hereto. ☐ [] was filed _____ as Application No. _____; amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations §1.56(a).

I hereby claim foreign priority benefits under Title 35, USC §119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Express Mail Number

EL231108524US

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<u>Prior Foreign Application(s)</u>	<u>Date Filed</u>	<u>Priority Claimed</u>
<u>(Number) (Country)</u>	<u>(Day/Month/Year)</u>	<u>[] []</u> Yes No
<u>(Number) (Country)</u>	<u>(Day/Month/Year)</u>	<u>[] []</u> Yes No
<u>(Number) (Country)</u>	<u>(Day/Month/Year)</u>	<u>[] []</u> Yes No

I hereby claim the benefit under Title 35, USC §119(e) of any United States provisional application(s) listed below:

60/117,393
(Application Number)

January 27, 1999
(Filing Date)

60/098,639
(Application Number)

August 31, 1998
(Filing Date)

I hereby claim the benefit under Title 35 USC §120 of any United States application(s) listed below and insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35 USC §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

<u>09/328,111</u> (Application No.)	<u>June 8, 1999</u> (Filing Date)	<u>Pending</u> (Patented/pending/abandoned)
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<u>(Application No.)</u>	<u>(Filing Date)</u>	<u>(Patented/pending/abandoned)</u>
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<u>(Application No.)</u>	<u>(Filing Date)</u>	<u>(Patented/pending/abandoned)</u>
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POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) to prosecute this application and transact all business connected therewith in the Patent and Trademark Office, and to file with the USPO any International Application based thereon.

Andrew L. Klawitter, Reg. No. 26,557
Arthur S. Morgenstern, Reg. No. 28,244

Judith A. Roesler, Reg. No. 34,237

Address all correspondence to:

Judith A. Roesler, Esq.
BAYER CORPORATION
63 North Street
Medfield, MA 02052
Telephone: (508) 359-3876
Telecopier: (508) 359-3885

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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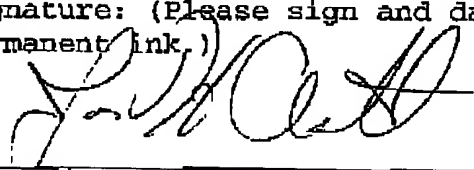
Full Name of First Inventor: Wilson O. Endege		
City of Residence Norwood	State Massachusetts	Country of Citizenship Kenya
Post Office Address 222 Normandy Drive	City Norwood	State or Country Zip Code Massachusetts 02062
Signature: (Please sign and date in permanent ink.) X <i>W. Endege</i>		Date signed: X 10/05/1999

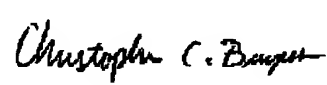
Full Name of Second Joint Inventor: Kathleen E. Steinmann		
City of Residence Winchester	State Massachusetts	Country of Citizenship USA
Post Office Address 115 Washington Street Unit 3B	City Winchester	State or Country Zip Code Massachusetts 01890
Signature: (Please sign and date in permanent ink.) X <i>Kathleen E. Steinmann</i>		Date signed: X 10/05/1999

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Full Name of Third Joint Inventor: Jon H. Astle			
City of Residence Taunton	State Massachusetts	Country of Citizenship USA	
Post Office Address 42 Short Street	City Taunton	State or Country Massachusetts	Zip Code 02780
Signature: (Please sign and date in permanent ink.) X 		Date signed: X 10/21/99	

Full Name of Fourth Joint Inventor: Christopher C. Burgess			
City of Residence Westwood	State Massachusetts	Country of Citizenship USA	
Post Office Address 97 Canton Terrace	City Westwood	State or Country Massachusetts	Zip Code 02090
Signature: (Please sign and date in permanent ink.) X 		Date signed: X 10/21/99	

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Full Name of Fifth Joint Inventor: Eddie Carroll, III		
City of Residence Norwood	State or Country Massachusetts	Country of Citizenship USA
Post Office Address 1175 Washington Street	City Norwood	State or Country Zip Code Massachusetts 02062
Signature: (Please sign and date in permanent ink.) X <i>E. Carroll III</i>		Date signed: X 10-20-99

Full Name of Sixth Joint Inventor: Theodore J. Catino		
City of Residence Attleboro	State or Country Massachusetts	Country of Citizenship USA
Post Office Address 18 Jo Paul Drive	City Attleboro	State or Country Zip Code Massachusetts 02702
Signature: (Please sign and date in permanent ink.) X <i>Theodore J. Catino</i>		Date signed: X 10/20/99

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Full Name of Seventh Joint Inventor: Poornima Dwivedi		
City of Residence Medfield	State or Country Massachusetts	Country of Citizenship USA
Post Office Address 10 Haven Road	City Medfield	State or Country Zip Code Massachusetts 02052
Signature: (Please sign and date in permanent ink.) X		Date signed: X

Full Name of Eighth Joint Inventor: Donna M. Ford		
City of Residence Plainville	State or Country Massachusetts	Country of Citizenship USA
Post Office Address 8 Morningside Road	City Plainville	State or Country Zip Code Massachusetts 02762
Signature: (Please sign and date in permanent ink.) X <i>Donna M Ford</i>		Date signed: X <i>10/5/99</i>

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Full Name of Ninth Joint Inventor: Marcia E. Lewis		
City of Residence Cohasset	State or Country Massachusetts	Country of Citizenship USA
Post Office Address 67 Wheelwright Farm	City Cohasset	State or Country Zip Code Massachusetts 02025
Signature: (Please sign and date in permanent ink.) X <i>Marcia Lewis</i>		Date signed: X 10/5/99

Full Name of Tenth Joint Inventor: Gary A. Molino		
City of Residence Norfolk	State or Country Massachusetts	Country of Citizenship USA
Post Office Address 3 Essex Street	City Norfolk	State or Country Zip Code Massachusetts 02056
Signature: (Please sign and date in permanent ink.) X <i>Gary A. Molino</i>		Date signed: X 10/11/99

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Full Name of Eleventh Joint Inventor: John E. Monahan <i>John E Monahan</i>		
City of Residence Walpole	State or Country Massachusetts	Country of Citizenship USA
Post Office Address 942 West Street	City Walpole	State or Country Zip Code Massachusetts 02081
Signature: (Please sign and date in permanent ink.) X <i>John E Monahan</i>		Date signed: X 10/5/99

Full Name of Twelfth Joint Inventor: Robert Schlegel		
City of Residence Auburndale	State or Country Massachusetts	Country of Citizenship USA
Post Office Address 211 Melrose Street	City Auburndale	State or Country Zip Code Massachusetts 02466..
Signature: (Please sign and date in permanent ink.) X <i>R Schlegel</i>		Date signed: X 10/5/99